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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

FITNESS INTERNATIONAL, LLC

Plaintiff,

-vs-

LEAH ALSPAUGH and DOES 1
through 50, inclusive,

Defendant.

Case No.: 8:22-CV-01800-DOC-DFM

FITNESS INTERNATIONAL, LLC'S
SECOND SUPPLEMENTAL
MEMORANDUM RE: LEAH
ALSPAUGH'S CONTINUING
VIOLATION OF THE COURT'S
PERMANENT INJUNCTION

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1 Plaintiff FITNESS INTERNATIONAL, LLC (hereinafter “Fitness”) respectfully
 2 submits the following further supplemental memorandum regarding defendant LEAH
 3 ALSPAUGH’s (hereinafter “Alspaugh”) continuing violation of the Permanent
 4 Injunction entered by this Court on May 8, 2023. [Dkt. 81.]

5 On October 26, 2023, Alspaugh sent a series of emails to Fitness’ Vice President
 6 of Human Resources, Mindy Stokesberry, between 7:47 p.m. and 8:05 p.m., as follows:

7 **7:47 p.m. email**

8 Hi Mindy,

9 I know Jean doesn't work for la fitness anymore but one of the old employees
 10 Giovanni was on the garnishment order. Could you please look it up he I think
 11 he worked in tustin too. Nutella is like a French peanut butter but I'm not sure
 12 if. That is his last name. Double check with la fitness Tustin

13 In good health,

14 Leah

15
 16 **7:49 p.m. email:**

17 Check into the longbeach grommet for any publications thus month about ada
 18 companies issues. I. Good health,

19 Leah

20
 21 **8:05 p.m. email:**

22 Whose the xray tech ? I’m not sure why I’m getting fucked up on the pay roll
 23 and the adp login. Is anyone on God damn pay roll.

24 In good health,

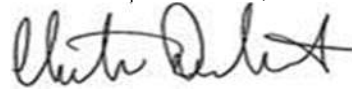
25 Leah

26 [Stokesberry Decl., at ¶2, and **Exhibit 1** thereto, errors in original.]

27 As per usual, the emails were all sent from the proresults411@gmail.com email
 28 address, which infringes on Fitness’ federally protected trademark, Pro Results.

1 DATED: October 27, 2023

YOKA | SMITH, LLP



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3 BY: _____

4 ALICE CHEN SMITH
5 CHRISTINE C. DE METRUIS
6 Attorneys for Plaintiff, FITNESS
7 INTERNATIONAL, LLC
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